TITLE 6.—SURETY BONDS

This title was enacted by act July 30, 1947, ch. 390, § 1, 61 Stat. 646

Sec.

6. Surety companies as sureties.
7. Same; appointment of agents; service of process.
8. Same; deposit of copy of charter.
9. Same; quarterly statements.
10. Same; jurisdiction of suits on bonds.
11. Same; nonpayment of judgment.
12. Same; estoppel to deny corporate powers.
13. Same; failure to comply with the law.
15. Bonds or notes of United States in lieu of recognizance, stipulation, bond guaranty, or undertaking; place of deposit; return to depositor; contractors' bonds.

AMENDMENTS

1972—Pub. L. 92–310, title II, § 203(3), (4), June 6, 1972, 86 Stat. 202, substituted "Surety Bonds" for "Official and Penal Bonds" in the title heading, and struck out items 1, 2, 3, 4, 5, and 14 from the analysis of sections.

§§ 1 to 5. Repealed. Pub. L. 92–310, title II, § 203(1), June 6, 1972, 86 Stat. 202.

Section 1, acts July 30, 1947, ch. 390, 61 Stat. 646; Oct. 31, 1951, ch. 655, § 13, 65 Stat. 715, related to custody of official bonds.

Section 2, act July 30, 1947, ch. 390, 61 Stat. 647, directed the examination at least once every two years of the sufficiency of sureties on official bonds.

Section 3, acts July 30, 1947, ch. 390, 61 Stat. 647; Sept. 3, 1954, ch. 1263, § 15, 68 Stat. 1231, related to the renewal of bonds and the continuance of liability.

Section 4, act July 30, 1947, ch. 390, 61 Stat. 647, related to notice of delinquency of principal. The provisions of the section were reenacted by section 260 of Pub. L. 92–310, which is classified to section 497a of Title 31, Money and Finance.

Section 5, act July 30, 1947, ch. 390, 61 Stat. 648, related to limitation of actions against sureties.

§ 6. Surety companies as sureties.

Whenever any recognizance, stipulation, bond, or undertaking conditioned for the faithful performance of any duty, or for doing or refraining from doing anything in such recognizance, stipulation, bond, or undertaking specified, is by the laws of the United States required or permitted to be given with one surety or with two or more sureties, the execution of the same or the guaranteeing of the performance of the condition thereof shall be sufficient when executed or guaranteed solely by a corporation incorporated under the laws of the United States or of any State having power to guarantee the fidelity of persons holding positions of public or private trust, and to execute and guarantee bonds and undertakings in judicial proceedings. Such recognizance, stipulation, bond, or undertaking shall be approved by the head of department, court, judge, officer, board, or body executive, legislative, or judicial required to approve or accept the same. No officer or person having the approval of any bond shall require that such bond shall be furnished by a guaranty company or by any particular guaranty company. (As amended June 6, 1972, Pub. L. 92–310, title II, § 203(2), 86 Stat. 202.)

AMENDMENTS

1972—Pub. L. 92–310 eliminated provisions which excepted bonds obtained under section 14 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 29 sections 1112, 1363.

§ 7. Same; appointment of agents; service of process.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 29 sections 1112, 1363.

§ 8. Same; deposit of copy of charter.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 29 sections 1112, 1363.

SECTION REFERRED TO IN D.C. CODE

This section is referred to in section 1–244 of the District of Columbia Code.

§§ 9 to 13.

SECTIONS REFERRED TO IN OTHER SECTIONS

These sections are referred to in title 29 sections 1112, 1363.

§ 14. Repealed. Pub. L. 92–310, title II, § 203(1), June 6, 1972, 86 Stat. 202.

Section, acts July 30, 1947, ch. 390, 61 Stat. 650; Aug. 9, 1955, ch. 683, § 1, 69 Stat. 618, related to the purchase of bonds to cover officers and employees of the Federal Government.

61–764 O—76—vol. 1——16